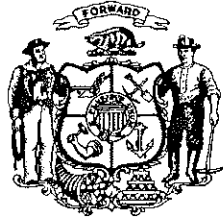


THE STATE OF WISCONSIN

SENATE CHAIR
MARK MILLER

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-9170



ASSEMBLY CHAIR
MARK POCAN

309-E Capitol
P.O. Box 8953
Madison, WI 53708-8953
Phone: (608) 266-8570

JOINT COMMITTEE ON FINANCE

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Mark Miller
Representative Mark Pocan

Date: May 4, 2010

Re: State Public Defender Quarterly Report

Attached is the third quarter report from the State Public Defender on the 2009-2010 private bar appropriation. Pursuant to s. 977.085, Stats., the Public Defender Board must provide quarterly reports to the Department of Administration and the Joint Committee on Finance.

This information is being provided for your information only. No action by the Committee is required.

Attachment

MM:MP:jm



Wisconsin State Public Defender

315 N. Henry St. - 2nd Floor
PO Box 7923 Madison, WI 53707-7923
Office Number: 608-266-0087 / Fax Number: 608-267-0584
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Nicholas L. Chiarkas
State Public Defender

May 3, 2010

RECEIVED
MAY 04 2010
BY: St. Finance

Michael Morgan, Secretary
Department of Administration
101 E. Wilson Street, 10th Floor
Madison, Wisconsin 53702

Senator Mark Miller, Co-Chair
Joint Committee on Finance
State Capitol, Room 409 South
Madison, Wisconsin 53702

Representative Mark Pocan, Co-Chair
Joint Committee on Finance
State Capitol, Room 309 East
Madison, Wisconsin 53702

Dear Secretary Morgan, Senator Miller and Representative Pocan:

Pursuant to § 977.085, Stats, the Office of the State Public Defender (SPD) is submitting its third quarter report on the 2009-2010 private bar appropriation [§ 20.550(1)(d)].

Between July 1, 2009 and March 31, 2010, the SPD appointed counsel in 99,551 cases, including 40,618 that were assigned to private bar attorneys on a rotational or contract basis.

The 2009-2010 expenditure authority in the private bar appropriation is currently projected to be depleted by the end of May 2010, which will result in payments totaling approximately \$2 million being delayed until July 2010. The biennial shortfall is currently projected to range between \$9.5 million and \$10 million, which would result in the appropriation likely being depleted during February 2011.

State Public Defender collections are received in five categories: SPD initiated, DOA contract collections, juvenile recoupment by counties, commitment recoupment by counties and court ordered payments. Following is a summary of the collections received, by category, during the first three quarters of 2009-2010. In that period, the agency referred 55,455 client accounts valued at \$17,711,299 to the DOA-contracted collection agency. In return, the SPD received a net total of \$164,552 (collected from clients) from the collection agency during the same period.

Collections – July 1, 2009 through March 31, 2010:

SPD Initiative:	\$ 383,104
Court-Ordered Attorney Fees:	\$ 38,140
Juvenile Recoupment:	\$ 270,632
Commitment Recoupment	\$ 19,614
DOA Contract Collections:	<u>\$ 164,551</u>
Total:	\$ 876,041

If we can provide any additional information, please let us know.

Sincerely,

/S/

NICHOLAS L. CHIARKAS
State Public Defender